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 (312) 704-1890

FOUNDED 1890

PATENT, TRADEMARK, COPYRIGHT  
 AND RELATED MATTERS: ALL PHASES  
 INCLUDING LICENSING AND LITIGATION

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TOTAL PAGES (Including Cover Page) 7 DATE: July 21, 2006

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TO: Examiner T. Mitchell FROM: Raiford A. Blackstone, Reg. No. 25,156

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**NOTES:**

Inventor: Smith et al.  
 For: AN EXPIRATORY LIMB FOR A  
 BREATHING CIRCUIT  
 Serial No.: 10/622,755  
 Filed: July 18, 2003  
 Art Unit: 3743  
 Atty Docket No.: 1171/39359A/95A-DIV

**CERTIFICATION OF FACSIMILE TRANSMISSION**

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*Jeffrey E. Lynch*  
 Jeffrey E. Lynch

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FORM PTO-1083

Case Docket No. 1171/39359A/95A-DIV

In re application of: Smith et al.  
 Serial No.: 10/622,755  
 Filed: July 18, 2003  
 For: AN EXPIRATORY LIMB FOR A BREATHING CIRCUIT

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July 21, 2006  
 Date

William E. Lynch  
 William E. Lynch

COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an "AMENDMENT" for the above-identified application.

The filing fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)
	Claims Remaining After Amendment		Highest No. Previously Paid for	Present Extra
TOTAL	* 26	MINUS	** 90	0
INDEP.	* 1	MINUS	** 4	0
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

SMALL ENTITY	
Rate	Addit. Fee
x 25 =	\$ .00
x 100 =	\$ .00
+ 180 =	\$ .00
TOTAL	
ADDIT. FEE	\$ .00

OR

OTHER THAN A SMALL ENTITY	
Rate	Addit. Fee
x 50 =	\$ .00
x 200 =	\$ .00
+ 360 =	\$ .00
TOTAL	
	\$ .00

OR

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
 \*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.  
 \*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (Total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

- ☐ Please charge my Deposit Account No. 20-1495 in the amount of \$\_\_\_\_\_. A duplicate copy of this sheet is enclosed.  
☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 20-1495. A duplicate copy of this sheet is enclosed.  
☒ Any filing fees required under 37 CFR 1.16 for the presentation of extra claims.  
☒ Any patent application processing fees under 37 CFR 1.17.

Dated: July 21, 2006

Raiford A. Blackstone, Jr. Reg. No. 25,156  
Linda L. Palomar, Reg. No. 37,903  
 Attorneys of Record

FORM PTO-1083

Case Docket No. 1171/39359A/95A-DIV

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 Attorney for Lynch

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Dated: July 21, 2006

Raiford A. Blackstone, Jr. Reg. No. 25,156  
Linda L. Palomar Reg. No. 37,903  
 Attorneys of Record

**IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE**

**PATENT**

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Serial No.: 10/622,755 )  
)  
Confirmation No. 9139 )  
)  
Applicant: SMITH, MILLAR, )  
POWELL and BALDWIN )  
)  
Filed: July 18, 2003 )  
)  
For: AN EXPIRATORY LIMB FOR )  
A BREATHING CIRCUIT )  
)  
Examiner: T. MITCHELL )  
)  
Art Unit: 3743 )  
)  
Attorney Docket No.: )  
1171/39359A/95A )

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<u>July 21, 2006</u> Date
<u>Timothy E. Lynch</u> Timothy E. Lynch

**AMENDMENT AND RESPONSE TO OFFICE ACTION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is responsive to the non-final Office Action dated April 21, 2006, having a shortened  
statutory date for response set to expire on July 21, 2006.